

EL372451776US

Express Mail Label No: _____

Please type a plus sign (+) inside this box → ☐

Approved for use through 09/30/2000. OMB 0651-0032
 Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
 Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 C.F.R. § 1.53(b))

Attorney Docket No. **P112459**
 First Inventor or Application Identifier **Paul C. McIntosh**
 Title **DEFLECTING PROPELLER GUARD**

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. ☒ * Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original and a duplicate for fee processing)
2. ☒ Specification [Total Pages **27**]
(preferred arrangement set forth below)
 - Descriptive title of the invention
 - Cross References to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to Microfiche Appendix
 - Background of the invention
 - Brief Summary of the invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
3. ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets **6**]
4. Oath or Declaration [Total Pages **33**]
 - a. ☒ Newly executed (original or copy)
 - b. ☐ Copy from a prior application (37 C.F.R. § 1.63(d))
(for continuation/divisional with Box 16 completed)
 - i. ☐ **DELETION OF INVENTOR(S)**
Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. §§ 1.63(d)(2) and 1.33(b).

* NOTE FOR ITEMS 1 & 13: IN ORDER TO BE ENTITLED TO PAY SMALL ENTITY FEES, A SMALL ENTITY STATEMENT IS REQUIRED (37 C.F.R. § 1.27), EXCEPT IF ONE FILED IN A PRIOR APPLICATION IS RELIED UPON (37 C.F.R. § 1.28).

ADDRESS TO: Assistant Commissioner for Patents
 Box Patent Application
 Washington, DC 20231

5. ☐ Microfiche Computer Program (Appendix)
6. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
 - a. ☐ Computer Readable Copy
 - b. ☐ Paper Copy (identical to computer copy)
 - c. ☐ Statement verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

7. ☐ Assignment Papers (cover sheet & document(s))
8. ☐ 37 C.F.R. § 3.73(b) Statement of Power of Attorney (when there is an assignee)
9. ☐ English Translation Document (if applicable)
10. ☐ Information Disclosure Statement (IDS)/PTO-1449 [Copies of IDS Citations]
11. ☐ Preliminary Amendment
12. ☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
13. ☒ * Small Entity Statement(s) filed in prior application, Status still proper and desired (PTO/SB/09-12)
14. ☐ Certified Copy of Priority Document(s) (if foreign priority is claimed)
15. ☒ Other: **Transmittal Ltr., Express Mail Filing Cert., Retn. Postcard**

16. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No: _____

Prior application information: Examiner _____ Group / Art Unit: _____

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 4b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

17. CORRESPONDENCE ADDRESS

☐ Customer Number or Bar Code Label (Insert Customer No. or Attach bar code label here) or ☒ Correspondence address below

Name	HUGHES & SCHACHT, P.S.				
	Robert B. Hughes				
Address	2801 Meridian Street				
	Suite 1				
City	Bellingham	State	WA	Zip Code	98225-2412
Country	U.S.	Telephone	(360) 647-1296	Fax	(360) 671-2489

Name (Print/Type)	Robert B. Hughes	Registration No. (Attorney/Agent)	19,304
Signature	<i>Robert B. Hughes</i>	Date	October 14, 99

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**STATEMENT CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) & 1.27(b))--INDEPENDENT INVENTOR**

Docket Number (Optional)

P112459

Applicant, Patentee, or Identifier: Paul C. McIntosh

Application or Patent No.: _____

Filed or Issued: October 14, 1999Title: DEFLECTING PROPELLER GUARD

As a below named inventor, I hereby state that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees to the Patent and Trademark Office described in:

- ☒ the specification filed herewith with title as listed above.
☐ the application identified above.
☐ the patent identified above.

I have not assigned, granted, conveyed, or licensed, and am under no obligation under contract or law to assign, grant, convey, or license, any rights in the invention to any person who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern, or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

- ☒ No such person, concern, or organization exists.
☐ Each such person, concern, or organization is listed below.

Separate statements are required from each named person, concern, or organization having rights to the invention stating their status as small entities. (37 CFR 1.27)

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

Paul C. McIntosh
NAME OF INVENTOR

NAME OF INVENTOR

NAME OF INVENTOR

Paul C. McIntosh
Signature of inventor

Signature of inventor

Signature of inventor

10-13-99
Date

Date

Date

DEFLECTING PROPELLER GUARD

5 **Background of the Invention**

A) Field of the Invention

 The present invention relates to a method and apparatus for protecting a boat propeller, and more particularly to such an apparatus and method which in addition perform a deflecting function and
10 provides other advantageous features.

Background Art

 Powerboats often find themselves in shallow water and possibly encounter obstacles which extend upwardly from the underwater
15 surface. In other instances, when the boat is simply operating in quite shallow water, the propeller is apt to come into contact with a sandy or muddy river or lake bottom. In either case, this can result in damage to the propeller.

 It is an object of the present invention to provide a deflector
20 propeller guard and method for a boat propeller assembly, with a balance of desirable features. More specifically, the present invention provides a protective apparatus which also serves a deflecting function to cause objects or underwater surface material (e.g. dirt, sand, etc.) to be deflected away from the propeller in a manner to alleviate to some
25 extent the impact of such objects and/or material, and also move such objects or material out of the path of the propeller.

 Also, it is an object of the present invention to structure the guard apparatus so that it is durable, sturdy, and yet can be economically and conveniently manufactured.

Also, the present invention is particularly adapted to be mounted to a propeller section of a motor where the propeller section has a skeg which extends downwardly from a propeller housing.

5 **Summary of the Invention**

The protection and deflection apparatus of the present invention is adapted to be mounted in an operating position adjacent to a propeller section of a boat. The propeller section has a propeller blade portion having an axis of rotation in an outer circumferential path of
 10 rotation along which tip portions of the propeller blade portion travel. The apparatus has a longitudinal axis, a transverse axis and a vertical axis.

The apparatus comprises a forward deflecting section having a forward deflecting axis which extends in a downward and rearward
 15 slant. This forward deflecting section comprises right and left deflection plates, each of which comprises:

- i) a central deflection edge portion, with the two connecting deflection edge portions joining one another at said deflecting axis;
- 20 ii) an outer deflection edge portion, with the two outer deflection edge portions each having a forward end and a rear end, and extending laterally outwardly and downwardly from the forward end of the deflection plate;
- 25 iii) a rear deflection section connecting portion;
- iv) a generally downwardly and outwardly facing deflection surface, with the two deflection surfaces forming an angle of less than 180 degrees, relative to a plane taken perpendicular to said deflecting

alignment axis, so as to extend laterally and upwardly away from one another;

There is a rear guard section having a rear central guard section axis which is generally longitudinally aligned and is at an angle of less than 180 degrees relative to the deflection axis. A forward end portion of the rear guard section is connected to the rear end portion of the forward deflecting section, and it also has a rear end. The guard section comprises right and left guard plates, each of which comprises:

- i) a central guard plate connecting edge portion with the two central guard plates connecting edge portions meeting each other at the central guard section axis;
- ii) a laterally outward section edge portion having a forward end and a rear end;
- iii) a forward guard section connecting portion connected to the rear deflection connecting portion of its related right or left deflection plate;
- iv) a generally downwardly and outwardly facing lower guard surface, with the two guard surfaces forming an angle of less than 180 degrees, relative to a plane taken perpendicular to the guard section axis.

Also, in the preferred form the apparatus comprises a mounting section by which the apparatus can be mounted in the operating position. More specifically, in the preferred form this mounting section comprises at least one vertically aligned mounting member adapted to be mounted to a skeg of the propeller section. This mounting section may also comprise a backing plate which is adapted to be placed on a side of the skeg opposite to the side on which the mounting member is positioned, with one or more fasteners extending through the mounting member, the backing plate and the skeg.

The forward end portions of the downwardly facing guard surfaces of the two guard plates are aligned and adjacent to the rear end portions of the downwardly facing deflecting surfaces of the deflection plates. More specifically, in the preferred form, the forward
 5 lower surface edge portions of the guard plates are aligned with and immediately adjacent to rear surface edge portions of the deflection plates in a manner to form a continuous lower surface area of the deflection section and the guide section.

In the preferred form, the outer edges of the outer deflection
 10 edge portions of the deflection plates meet with and are aligned with forward ends of the outer edges of the guard plates.

Desirably, the angle formed by the two deflection guard surfaces is no less than about a right angle, desirably between about 160 degrees to 100 degrees, and more desirably between about 140
 15 degrees to about 110 degrees. A preferred angle would be about two-thirds of a straight angle.

Also in the preferred form, the angle formed by the two guard surfaces would be no less than about two-thirds of a right angle. Desirably, this angle would be between 150 degrees to 175 degrees,
 20 and more desirably between 160 degrees and about 170 degrees. A preferred angle is about 165 degrees.

Also in the preferred form, the forward end portions of the downwardly facing guard surfaces slant inwardly and forwardly toward one another and form an angle between about 160 degrees to 60
 25 degrees, more desirably between about 140 degrees to 80 degrees, and more desirably yet between 120 to 90 degrees. A preferred angle would be approximately 105 degrees.

The outer deflection edge portions of the two deflection plates form an angle between about a right angle and about one-sixth of a

right angle taken from a view parallel to the longitudinal center line of the apparatus. More desirably, this angle would be between about 60 degrees to 20 degrees. A preferred angle would be about 30 degrees.

If an angle is formed by the lines resulting from a horizontal
 5 plane intersecting the two guard plates at about the longitudinal mid length thereof, these two lines extend rearwardly and outwardly from the forward central axis at an angle between about three-quarters of a straight angle and one-half of a right angle. A more preferred range is between about 110 degrees to 65 degrees, and more preferably about
 10 a right angle.

The angle formed by the central guard section axis relative to the deflection axis is desirably no less than about two-thirds of a straight angle. In the preferred form it would be no greater than 160 degrees. A preferred range would be between 150 degrees to 130
 15 degrees. An angle of 140 degrees has been found to be satisfactory.

Also in the preferred form, there are openings formed in the deflection section, and desirably these are in the form of elongate slots, and more desirably, horizontal slots.

Also, the apparatus of the present invention can be made where
 20 the forward deflection section and the rear guard section are integrally formed from a single piece of sheet metal which is bent along bend lines to form the apparatus. The bend lines are located along the deflecting axis, along the central guard section axis, an elongate connecting line between one of the deflection plates and one of the
 25 guard plates. The other deflection plate and the other guard plate are joined together to form the unitary structure comprising the forward deflection section in the rear guard section.

In the method of the present invention, the apparatus is positioned as noted above. The deflecting section is used to

accomplish the deflection function as described above, and the guard plates are utilized to perform the guard function for objects below and positioned adjacent to one side of the propeller.

Other features will become apparent from the following detailed
5 description.

Brief Description of the Drawings

Fig. 1 is an isometric view showing the deflector propeller guard apparatus mounted to the lower end of an outboard motor;

5 Fig. 2 is a side elevational view of the apparatus of the present invention;

Fig. 3 is a top plan view thereof;

Fig. 4 is a rear elevational view thereof;

Fig. 5 is a sectional view taken along line 5-5 of Figure 2;

Fig. 6 shows a mounting plate used in the present invention;

10 Fig. 7 is a side elevational view, similar to Fig. 2, showing a second embodiment of the present invention;

Fig. 8 is a top plan view of the second embodiment;

Fig. 9 is a plan view of the backing plate of the second embodiment;

15 Fig. 10 is a top plan view of a single piece of sheet metal in its preformed condition, and also indicating the bend lines about which this metal sheet can be formed and welded to form the front and rear plate sections of the apparatus of the present invention;

20 Fig. 10 is a side elevational view of a third embodiment, substantially similar to the second embodiment, but showing a different arrangement of the slots in the front section and also the positioning of the connecting holes;

Fig. 12 is a top plan view of the third embodiment; and

25 Fig. 13 is a plan view of the backing plate of the third embodiment.

Description of the Preferred Embodiment

With reference to Figure 1, there is shown the lower portion of an outboard motor 10 (or inboard-outboard motor 10), having a motor housing 12, with a strut 14, a propeller section 16 and a skeg 18
 5 extending downwardly from the propeller section 16. The propeller housing 16 comprises a gear housing portion 20, and there is a propeller 22 mounted about a hub 24 rotatably mounted to the housing portion 20. The propeller 22 has a plurality of blades 26 (three are shown herein), and these rotate about a central longitudinally lined
 10 propeller axis indicated generally at 28.

The skeg 18 is in the form of a vertically and longitudinally aligned plate having an upper connecting portion 32, a front edge 34 that extends downwardly and rearwardly from the gear housing 20, and also a lower generally longitudinally aligned edge 36. The skeg
 15 also has a rear edge portion 38.

The deflecting propeller guard apparatus 40 of the present invention comprises a forward deflecting section 42, a rear guard section 44, and a mounting or connecting section 46. In addition, there is a mounting or backing plate 47 which cooperates with the
 20 connecting section 46 to mount the apparatus 40 to the skeg 18.

The forward section 42 comprises a pair of deflector plates 48 which are joined to one another along a longitudinal center line 50, coincident with the central connecting edges 52 of the two plates 48. These plate sections 48 can be formed from a single piece of metal.
 25 The forward deflecting section 42 has a front apex location 54, and there are two laterally outward deflecting side edges 56 of the two deflecting plates 48, each edge 56 slanting from the apex location 54 downwardly and outwardly, to an outer end location of a related rear connecting edge 58 of that plate section 48.

The rear section 44 comprises two guard plates 60 which join to one another along a longitudinal center line 61, with the connecting edges being indicated at 62. These guard plates 60 can be formed from a single piece of sheet metal bent along the center line 61. Also
 5 the deflection plates 48 and the guard plates 60 can be made integrally from a single piece of sheet metal. This will be explained later herein.

These two plates 60 have inwardly and forwardly extending front connecting edges 64 that join to one another at a front apex location 66, and each of the connecting edges 64 joins to a related rear
 10 edges 58 of its adjacent the forward section 42. Each guard plate 60 has a longitudinally extending outer side edge 68, each of which has a rear outer rounded corner at 70. Each plate 60 also has a rear edge 72 which is perpendicular to the longitudinal axis 61.

The aforementioned connecting or mounting plate 46 has a top
 15 horizontal edge 74, a rear vertical edge 76, a relatively short lower rear horizontal edge portion 78, and a front forwardly and upwardly slanting edge 79. The front edge 79 is welded or otherwise attached to the right plate 48 immediately adjacent to the center line 51 of the two deflector plate sections 48. The lower rear edge portion 78 of the
 20 mounting plate 46 is welded or otherwise secured to the forward part of one of the central edge portions 62 of the two guard plates 60.

The aforementioned backing plate 47 has a trapezoidal configuration, with a top horizontal edge 80, a front downwardly and rearwardly slanting edge 82, a lower horizontally extending edge 84
 25 and a rear vertically extending edge 86. The plate 47 could also have other configurations. The plate 47 is provided with a plurality of through openings 88, and these match with corresponding openings 90 formed in the mounting plate 46. As will be disclosed later herein, through openings are drilled in the skeg 18, and bolts or other securing

devices are inserted through the openings 88, 90 and also the openings in the skag 18 to mount the deflector guard 40.

The particular shape and positioning of the components of the deflector guard 40 of the present invention are considered to be significant with respect to how these cooperate effectively to perform a number of functions. To describe this in more detail, reference is first made to Figure 4, which is a rear elevational view looking toward the rear edge 72 of the guard plates 60. It can be seen that the two guard plates 60 slant upwardly and outwardly from the longitudinal center line 61 toward the outer edge 68. The angle (designated "a") which these two plates 60 make with one another is approximately 165 degrees. Within the broader scope of the present invention, this angle "a" should be less than 180 degrees but not less than approximately 120 degrees. Desirably, this angle "a" should be no less than 150 degrees, or possibly 160. Also, it is desirably no greater than 175 degrees or 170 degrees.

With reference to Figure 5, it can be seen that the two deflector plates 48 make an angle "b", which is about two thirds of a straight angle, and more precisely in one embodiment about 120 degrees. This angle "b" should be less than 180 degrees, and desirably not less than approximately a right angle. In the preferred configuration the angle "b" should be between about 160 to 100 degrees, and more desirably between about 140 to 110 degrees.

Also, it will be noted that the two edge portions 58 of the front plates 48 join the connecting edges 66 of the rear guard plates 60 along lines that make an angle indicated at "c" in Figure 3. This angle "c" is, in this preferred embodiment about 105 degrees. This angle "c" should be less than 160 degrees, and no less than 60 degrees. In the

preferred form, it is between about 140 and 80 degrees, and in a more preferred form between about 120 and 90 degrees.

It will also be noted that in plan view, the two side edges 56 of the deflector plates 48 form an angle, indicated at "d" in Figure 3. In the preferred form, this angle is about one third of a right angle. Desirably, the angle should be at least as great as 15 degrees, and not greater than a right angle. More desirably, this range should be between about 20 degrees and two thirds of right angle, or about 25 degrees and 40 degrees.

With the foregoing relationships having been described, let us now review the operation of the present invention and how the various components cooperate with one another in accomplishing these functions.

First, the deflector plates 48 serve not only a guarding function, but also a deflecting function. The lower surfaces 94 of the deflector plates 48 slant rearwardly and outwardly from one another to enhance their deflecting action. To describe this more specifically, reference is made to Figure 2, where there is at approximately the mid height of the deflector plates 48 drawn a horizontal section line 96. This same section line 96 is shown in the top plan view of Figure 3 as the two slanting lines 98 which form an angle "e". This angular relationship exists all along the deflector plates 48. This angle "e" is shown as being about a right angle or a little bit less than the 90 degrees. This angle could possibly be as great as 135 degrees and as small as about 45 degrees, and desirably be between about 110 degrees and about 65 degrees.

The slant of the longitudinal center line of the connecting edge portions of the plate sections 48 makes an angle with a forward projection of the center line 61 of the two guard plate sections 60, and

this angle is indicated at "f" in Figure 2. In the preferred embodiment, this angle "f" is about 140 degrees, and it can range from 160 degrees to two-thirds of a straight angle. A preferred range would be between about 150 degrees to 130 degrees.

5 As indicated previously, it often happens that when a boat is in shallow water in a river or lake, the deflector guard 40 comes into contact with a sandy or muddy bottom. If this sandy or muddy bottom is struck or engaged by a blunt surface, or a flat surface which is simply slanting downwardly and rearwardly, then there will be something of a
10 "bull dozing" effect where the material piles up in front of the guard plate. This simply compounds the problem.

 In the present invention, with the slope of these deflecting plates 48, two things are accomplished. First, the slant of the plates are such so that these do create a downward force component which has
15 something of a lifting effect on the guard device 40. At the same time, there is a force component directed laterally outward which tends to deflect the sand or mud to the side. This same effect would also be accomplished when a gravel-like bottom is encountered.

 It has been found that this arrangement enhances the ability of
20 the boat to move forward in sandy, muddy or particulate material with less resistance. Also, there is a less disruptive effect on the river or lake bottom. More specifically, it sometimes happens that when the shallow bottom is encountered, something of a shallow furrow is formed, and the material is simply pushed to the side by the sloping
25 surfaces 100.

 Also, as indicated previously, the two guard plates 60 have an upward and lateral slant. The angle of this slant is such that the downward surfaces 102 function as a continuation of the slanting front deflector plates 48. More specifically, if the central furrow is formed so

that the material is deflected somewhat outwardly, as the rear section 44 passes over, the lower center edge 62 simply continues the forward travel in that furrow.

Also, with reference to Figure 5, it will be noted that the plates 5
60 slant so that the plates 60 are closest to the propeller along
locations spaced a short distance laterally from the bottom center
portion of the circumferential path 30 of the propeller. In the event that
there is a lateral component of movement at the rear end of the boat
(as there often is in a turning motion), this sloped surface 102 of the
10 guard plates would tend to ride over certain obstacles. If the edge
were simply an edge of a horizontal plate, there is sometimes a
tendency to dig in and actually bring various material or objects into the
path of the propeller.

Also, it should be noted that the present invention is arranged in
15 such a way so as to give it structural strength. The plates 48 and 60
are made of steel and have sufficient thickness to provide structural
strength. In addition, however, the shaping of these plates 48 and 60
and also the relative position of these plates 48 and 60 give added
structural strength in that these plates 48 and 60 in a way act in
20 something in the manner of a beam to resist bending moments.

To explain this further, attention is directed to the juncture line
where the edges 58 and 64 join to one another and how these relate to
the deflector plates 48. Let us assume that there is an upward force
exerted at an outer center location of one of the deflector plates 48.
25 The direction in which the upward force would tend to rotate the plates
48 is such that the two edges 58 at the rear side of the deflector plates
48 and into the center edges 52 react these forces in a manner to
provide greater resistance to such upward movement. This same

resisting force would incur if there is an upward force exerted against one of the rear guard plates 60.

To continue the explanation, if the two plates 60 were simply parallel so that these lie on one plane, and the two plates 48 were
5 parallel to one another, then there would only be the resistance to the plate material itself to being bent which would resist this force. However, the configuration of these plates 48 and 60 is such that the plates themselves actually act as a beam. More specifically such an upward force would tend to place the plates 60 at the location of the
10 center line 61 in tension, and to cause the upper portions of the plates 60 (which are near the edge portion 68) to be in compression. The same is true of the plates 48. To give a simpler example of this, let us assume that there is an elongate flat metal plate, and that metal plate will bend along its length when a certain force is applied. Let us now
15 assume a 90-degree bend is formed along the length of that plate, so that it forms a right angle in a cross sectional configuration. Now the plate becomes much stiffer in its resistance to being bent. This same effect is provided by the structure of the present invention.

To describe the operation of the present invention, the
20 apparatus 40 is first positioned so that the mounting plate 46 is positioned adjacent to the skag 18 in its operating position so that the openings 90 of the mounting plate 46 are aligned with matching openings in the skag 18. Bolts or other connecting devices are inserted through the openings in the skag 18 and the backing plate 47
25 is then positioned against the other side of the skag 18 with the bolts or other connectors extending through openings 88 in the backing plate 47. Then the connectors are properly secured, such as by screwing the nuts on to the bolts.

With the deflecting and guard apparatus in its operating position, it can be seen in Fig. 1 that the forward deflecting section 42 is positioned forwardly of the propeller blades 26, and that the lower rear end portion of the deflecting section 42 is positioned below the lowermost level of the circumferential path traveled by the blades 26. Also, as can be seen in Fig. 1, the two guard plates 60 of the guard section 44 are positioned beneath the blades 26 and as shown in Fig. 1 are closely adjacent to the circumferential path 28 of the outer tips of the blades 26. If a smaller diameter propeller is used, then, of course, the clearance between the lower guard plates 60 and the circumferential path of the propeller blades will be greater.

With the apparatus 40 in its operating position, the boat is operated in the normal manner. It has been found that with the apparatus 40 of the present invention installed, there is no noticeable adverse effect on the operation of the boat. The added benefit of the present invention is, of course, the deflecting and protective functions accomplished by the apparatus 40.

Let us assume that the boat is operating in a shallow body of water where there is a sandy or muddy lake bottom or riverbottom. It has been found that if the surface of the mud or sand is quite close to the propeller 26 so as to possibly come into contact therewith, as the boat travels into that shallow section, the downwardly and rearwardly sloping forward deflecting section 42 engages the muddy or sandy surface and lifts the motor so as to avoid contact with the muddy or sandy bottom. In addition to performing its lifting function, the deflector plates 48, meeting at the central line 50, push the sandy or surface material to the side. Then this material that has pushed aside is kept away from the propeller base 26 by the upwardly and outwardly sloping guard plate 60.

Let us now consider the situation where the load is executing a particular maneuver or is in a current where there is a lateral component added to the forward path of travel so that the boat at the location of the motor is moving sideways relative to the river or lake bottom. In this instance, if the boat encounters a shallow bottom, the guard plate which is moving laterally into the material at the lake or river bottom, because of its lateral and upward slope, tends to move the apparatus 40 upwardly and thus avoid the contact of the propeller with the river or lake bottom.

Let us now consider the situation where there is an underground obstruction in the water, such as a rock, a log, or some other object. The slope of the deflector section 42 enables the apparatus 40 to move up over the obstruction, possibly move the obstruction aside, or even cause a deflection of the apparatus 40 itself upwardly and sideways to avoid the contact with the object (assuming that the object is difficult to move). In this regard, it should also be noted that (as indicated previously in this text), the manner in which the front and rear sections 42 and 44 are configured with one another gives added strength to the overall structure of the apparatus 40, thus enabling it to withstand the impact of the forces that may be imparted to the apparatus 45 coming into contact with some shallow stationary object.

To describe a second embodiment of the present invention, reference is now made to Figures 7, 8 and 9. Components of this second embodiment which are similar to components of the first embodiment will be given like numerical designations, with an "a" suffix distinguishing those that the second embodiment.

The overall configuration of this second embodiment is substantially at the same as the first embodiment. Thus, the apparatus 40a has the forward deflecting section 42a with the two deflecting

plates 48a, the rear guard section 44a with the two guard plates 60a, the mounting plate 46a, and the backing plate 47a.

This second embodiment differs from the first embodiment in two respects. First, the holes 90 of the first embodiment are arranged somewhat differently in a pattern shown at 90a in Fig. 7. Second, there are several slots 106 formed in the two guard plates 48a. As can be seen in Figs. 7 and 8, these slots 106 in a side elevational view are nearly horizontal but have a moderate upward and rearward slant. In the plan view of Fig. 8, it can be seen that these slots also have a lateral and rearward slant. It can be seen that the more forward slot 106 has a somewhat shorter dimension (matching the smaller lateral dimension of the plates 48a at that location), with the slots 106 increasing in length in a rearward direction, with the rearmost slot 106 being the longest.

While the hydrodynamic effect of the slots 106 cannot be fully ascertained, it is surmised that these provide for the flow of water therethrough to provide a desired hydrodynamic effect, by avoiding cavitation at the propeller location.

With reference to Fig. 10, there will now be described a preferred manner in which the present invention can be manufactured. There is shown in Fig. 10 a flat piece of sheet metal 106 which has been cut or otherwise formed in the configuration shown in Fig. 10. In Fig. 10, this sheet metal piece 106 all lies in a single plane. For ease of description, the portions of this sheet 106 that correspond to components of the apparatus 40 in its finished form will be given numerical designations corresponding to those components of the first embodiment with a "b" suffix distinguishing the sections of the metal sheet piece 106. Thus, there are two forward plates 48a corresponding to the front deflector plates 48, and two rear plate

sections 60b corresponding to the plates 60a of the second embodiment.

Also, it can be seen that there are three bend lines. First, there is a rear central longitudinally aligned bend line at the longitudinal center line 62b. Second, there is a forward bend line at 50b which is the location of the deflecting center line 50a. Third, there is a bend line at 58b which is at the left rear edge portion 58a. It can be seen that there is a triangular gap at 108, and this is on the two edges forming that gap comprise first the edge 58b that corresponds to the right edge line 58a and also a second edge line 64b corresponding to the right edge line 64a of the right guard plate 60a.

To form the metal piece 106 into the configuration of the apparatus 40a and 40 of the present invention, the metal piece 106 is bent along its bend lines 62b, 50b and 58b into the configuration shown in Figs. 7 and 8. Then a weld is formed where the two edges 58b and 64b meet one another. After that, the mounting plate 46 or 46a is welded in place as described earlier herein.

A third embodiment of the present invention is shown in Figs. 11, 12 and 13, which correspond to Figs. 7, 8 and 9, respectively of the second embodiment. This third embodiment is substantially the same as the second embodiment, except that it is somewhat smaller, and there are only two slots corresponding with the slots 106 of the second embodiment. Also the arrangement of the backing plate is somewhat different.

Accordingly, there will be no further description of this third embodiment, and for purposes of identification, some of the main numerical designations of the second embodiment have been placed on the figures for this third embodiment with a "c" distinguishing those of the third embodiment.

It is obvious that various modifications could be made in the present invention without departing from the basic teachings thereof. For example, with reference to the first embodiment 56, while the front and rear sections 42 and 44 as shown each as being made of two flat plates having straight edge lines, there could be deviations from this. For example, the side edges 56 could be made with either a convex or concave curve. Also, the longitudinal centerline 50 could be made in an alignment which is different than a straight line. The same is true of the plates 60 of the rear section 44.

Further, while the mounting plate 46 and the backing plate 47 have been found to be particularly effective for accomplishing the mounting of the apparatus 40 in an economical manner, other mounting devices could be used. There could be multiple plates, possibly several struts, or another subconnecting plane. Also, while the most convenient way of mounting the plate 46 or other mounting section that corresponds thereto is by mounting these directly to the skeg 18, other arrangements would be possible.

It is obvious that various modifications can be made without departing from the basic teachings of the present invention.

Therefore, I Claim:

1. A protection and deflection apparatus that is adapted to be mounted in an operating position adjacent to a propeller section of a boat, the propeller section having a propeller blade portion having an axis of rotation and an outer circumferential path of rotation along which tip portions of the propeller blade portion travel, said apparatus having a longitudinal axis, a transverse axis and a vertical axis, said apparatus comprising:
 - a) a forwarding deflecting section having a forward central deflecting axis which extends in a downward and rearward slant, and comprising right and left deflection plates, each of which comprises:
 - i) a central deflection edge portion, with the two connecting deflection edge portions joining one another at said deflecting axis;
 - ii) an outer deflection edge portion, with the two outer deflection edge portions each having a forward end and a rear end, and extending laterally outwardly and downwardly from the forward end of the deflection plate;
 - iii) a rear deflection section connecting portion;
 - iv) a generally downwardly and outwardly facing deflection surface, with the two deflection surfaces forming an angle of less than 180 degrees, relative to a plane taken perpendicular to said deflecting alignment axis, so as to extend laterally and upwardly away from one another;

- 5 b) a rear guard section having a rear central guard section axis which is generally longitudinally aligned and is at an angle of less than 180 degrees relative to the deflection axis, a forward end portion connected to the rear end portion of the forward deflecting section and a rear end, said guard section comprising right and left guard plates, each of which comprises:
- 10 i) a central guard plate connecting edge portion with the two central guard plates connecting edge portions meeting each other at the central guard section axis;
- ii) a laterally outward section edge portion having a forward end and a rear end;
- 15 i) a forward guard section connecting portion connected to the rear deflection connecting portion of its related right or left deflection plate;
- ii) a generally downwardly and outwardly facing lower guard surface, with the two guard surfaces forming an angle of less than 180 degrees, relative to a plane taken perpendicular to the guard section axis.
- 20
2. The apparatus as recited in claim 1, wherein said apparatus further comprises a mounting section by which said apparatus can be mounted in said operating position.
- 25 3. The apparatus as recited in claim 2, wherein said mounting section comprises at least one vertically aligned mounting member adapted to be mounted to a skeg of the propeller section.

4. The apparatus as recited in claim 3, further comprising a backing plate which is adapted to be placed on a side of the skeg opposite to a side on which the mounting member is positioned, with one or more fasteners extending through said mounting member, said backing plate and said skeg.
5
5. The apparatus as recited in claim 1, wherein forward end portions of the downwardly facing guard surfaces of the two guard plates are aligned and adjacent to rear end portions of the downwardly facing deflection surfaces of the deflection plates.
10
6. The apparatus as recited in claim 5, wherein forward lower surface edge portions of the guard plates are aligned with and immediately adjacent to rear surface edge portions of the deflection plates in a manner to form a continuous lower surface area of the deflection section and the guide section.
15
7. The apparatus as recited in claim 6, wherein outer edges of the outer deflection edge portions of the deflection plates meet forward ends of outer edges of the guard plates.
20
8. The apparatus as recited in claim 1, wherein the angle formed by the two deflection surfaces is no less than about a right angle.
- 25 9. The apparatus as recited in claim 8, wherein said angle formed by the deflection surfaces is between about 160 to 100 degrees.

10. The apparatus as recited in claim 1, wherein the angle formed by the two guard surfaces is no less than about two-thirds of a straight angle.
- 5 11. The apparatus as recited in claim 10, wherein the angle formed by the two guard surfaces is between about 150 to 175 degrees.
12. The apparatus as recited in claim 5, wherein the forward end portions of the downwardly facing guard surfaces slant inwardly and forwardly toward one another and form an angle between
10 about 160 and 60 degrees.
13. The apparatus as recited in the outer deflection edge portions of the two deflection plates form an angle between about a right angle and about one-sixth of a right angle taken from a view
15 parallel to the longitudinal center axis of the apparatus.
14. The apparatus as recited in claim 1, wherein a horizontal plane intersecting the two guard plates at about the longitudinal mid
20 length thereof defines two horizontal lines extending rearwardly and outwardly from the forward central deflecting axis at an angle between about three-quarters of a straight angle and one-half of a right angle.
- 25 15. The apparatus as recited in claim 1, wherein the angle formed by the central guard section axis relative to the deflection axis is no less than about two-thirds of a straight angle.

16. The apparatus as recited in claim 15, wherein the angle formed by the rear central guard section axis and the deflection axis is between about 160 degrees to about three-quarters of a straight angle.
- 5
17. The apparatus as recited in claim 1, wherein the forwarding deflecting section is made with through openings to permit water to flow rearwardly through said deflection section toward a propeller location with the apparatus in its operating position.
- 10
18. The apparatus as recited in claim 17, wherein said openings comprise elongate slots having substantial horizontal alignment components and formed in each of said deflection plates.
- 15
19. The apparatus as recited in claim 1, wherein the forward deflecting section and the rear guard section are integrally formed from a single piece of sheet metal which is bent along bend lines to form the apparatus, said bend lines being located along said deflecting axis, along said central guard section axis, and along a connecting line between one of the deflection plates and one of the guard plates, with the other deflection plate and the other guard plate being joined together to form a unitary structure comprising the forward deflecting section and the rear guard section.
- 20
20. A method of providing protection and deflection for a propeller of a boat, said method comprising:
- 25
- a) positioning a deflecting section forward of said propeller,

where said deflecting section has a forward central deflecting axis which extends in a downward and rearward slant, and comprising right and left deflection plates, each of which comprises:

- 5 i) a central deflection edge portion, with the two connecting deflection edge portions joining one another at said deflecting axis;
- ii) an outer deflection edge portion, with the two outer deflection edge portions each having a forward end and a rear end, and extending laterally outwardly and downwardly from the forward end of the deflection plate;
- 10 b) utilizing generally downwardly and outwardly facing deflection surfaces of the deflection plates to deflect objects or material from a path of the propeller;
- 15 c) providing a guard section beneath said propeller, said guard section having a central guard section axis which is generally longitudinally aligned and is at an angle of less than 180 degrees relative to the deflection axis, said guard section comprising right and left guard plates, each of which comprises:
- 20 i) a central guard plate connecting edge portion with the two central guard plates connecting edge portions meeting each other at the central guard section axis;
- 25 ii) a laterally outward section edge portion having a forward end and a rear end;

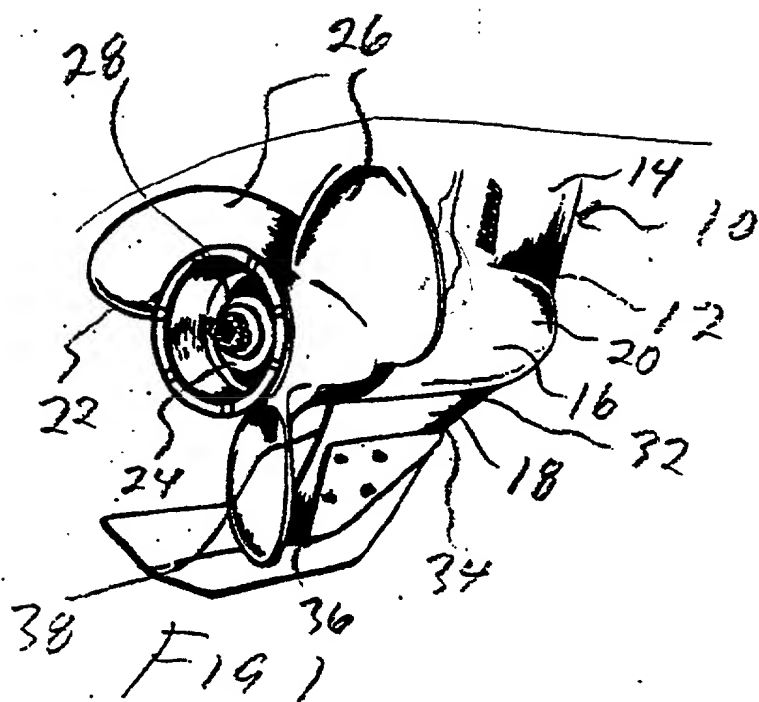
- iii) a forward guard section connecting portion connected to the rear deflection connecting portion of its related right or left deflection plate;
 - d) utilizing generally downwardly and outwardly facing lower guard surfaces of the guard plates to protect the propeller from engagement with material and/or objects beneath and/or beside said propeller.
- 5

Abstract of the Disclosure

A deflecting propeller guard comprising a pair of adjacent deflector plates slanting downwardly and rearwardly from a front apex location to provide downwardly and laterally facing deflection surfaces.

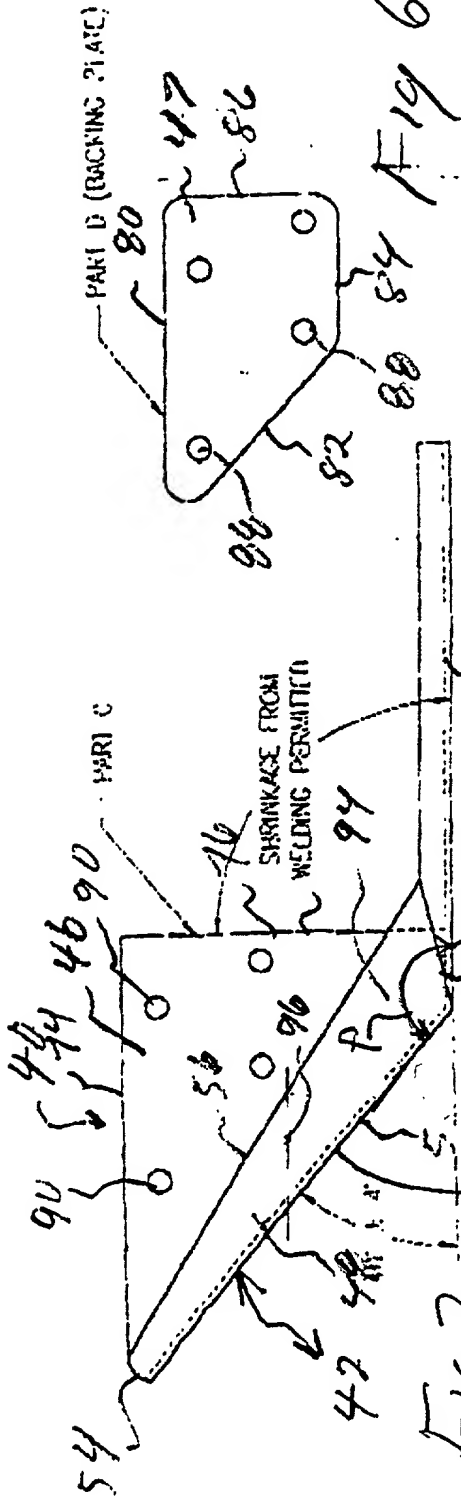
- 5 There is a rear guard section having two guard plates positioned adjacent to one another and extending outwardly and upwardly at a moderate slant from a center axis. The deflecting propeller guard is positioned with the guard section below the propeller and the deflecting section forwardly of the propeller. A center mounting plate is provided
- 10 to be positioned adjacent to, and connected to the skeg of the motor assembly.

1/6

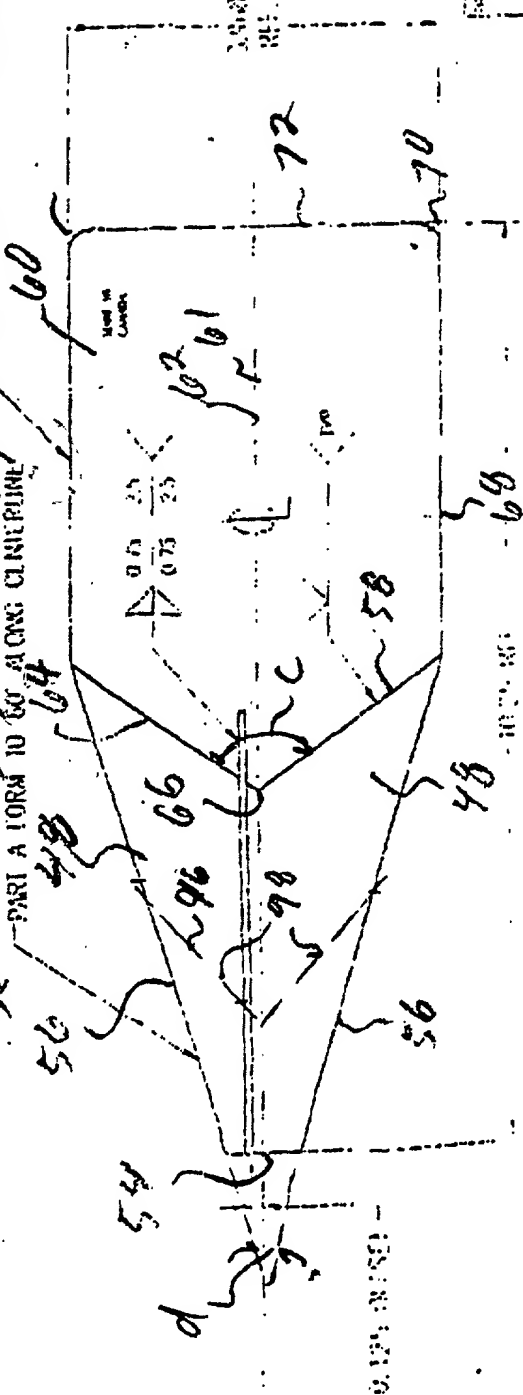


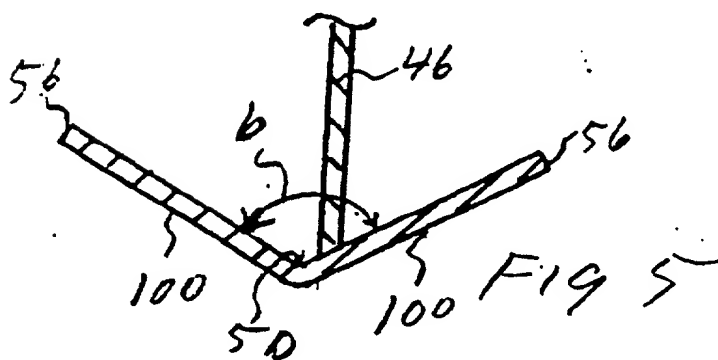
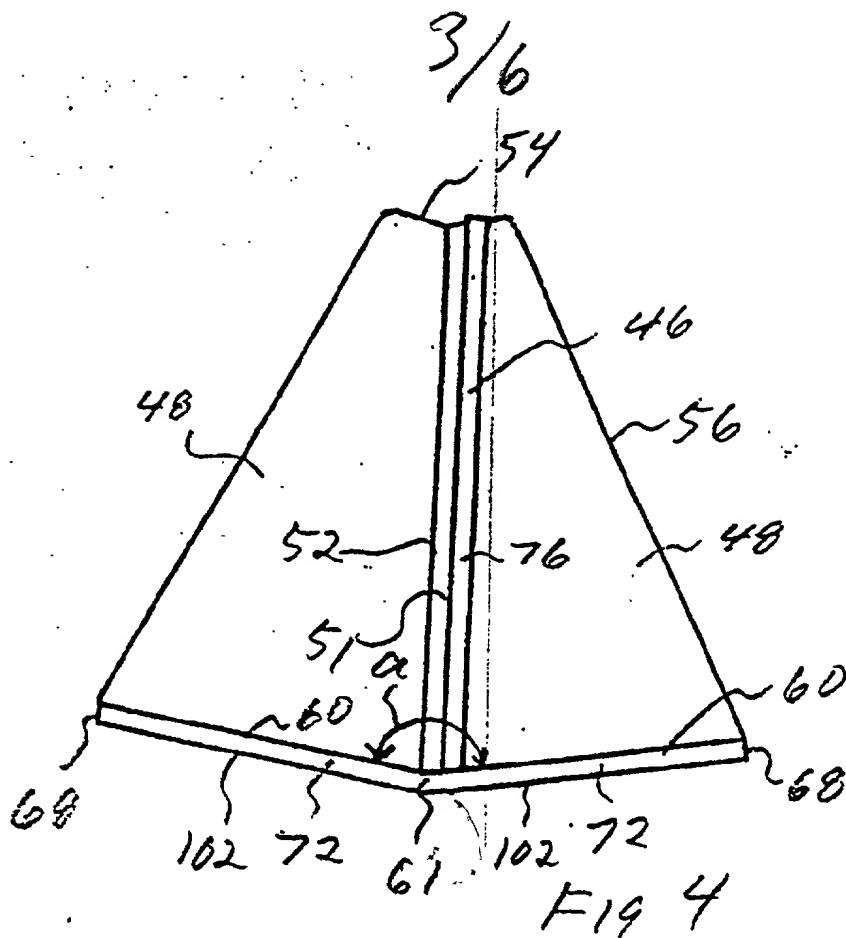
2/6

CONTRACT LETTER



PART B FORM TO 18" ALONG CENTERLINE





4/6

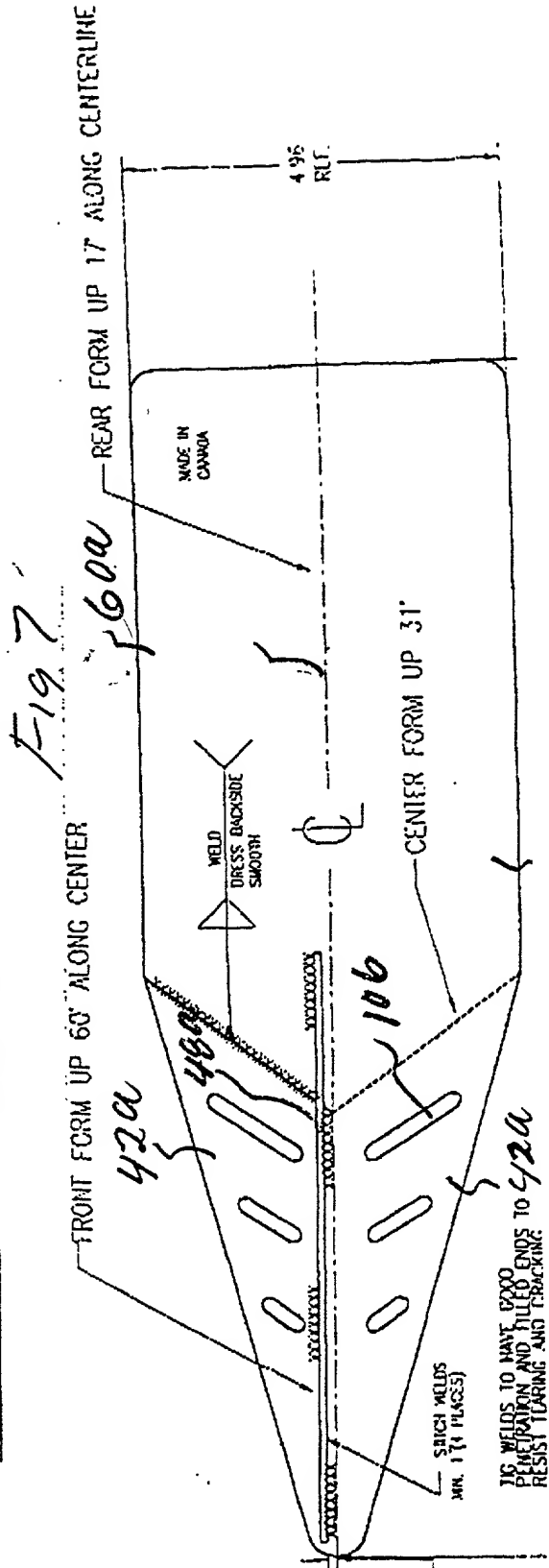
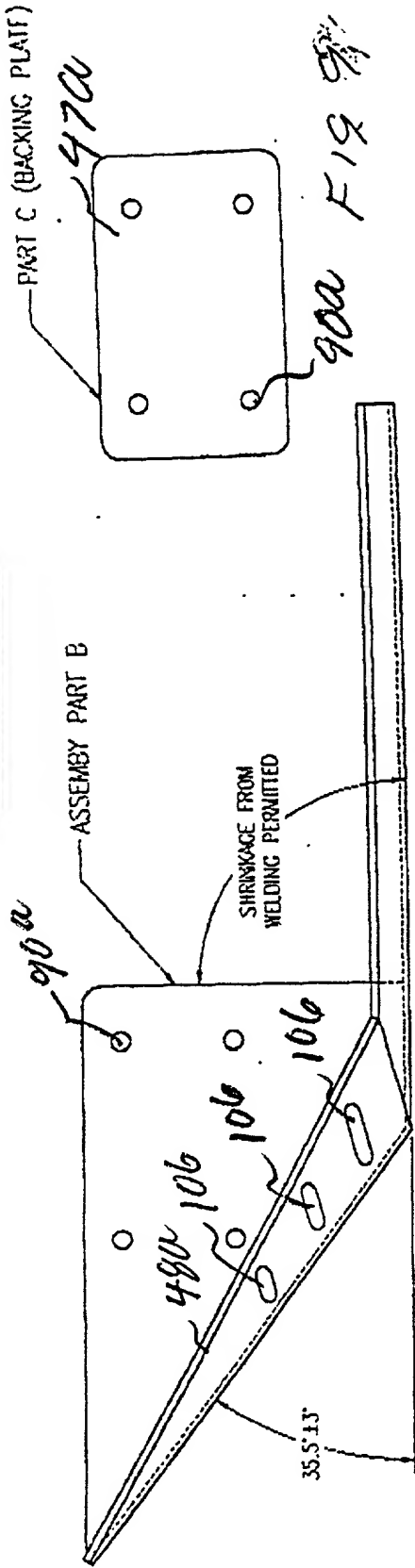


Fig 8

5/6

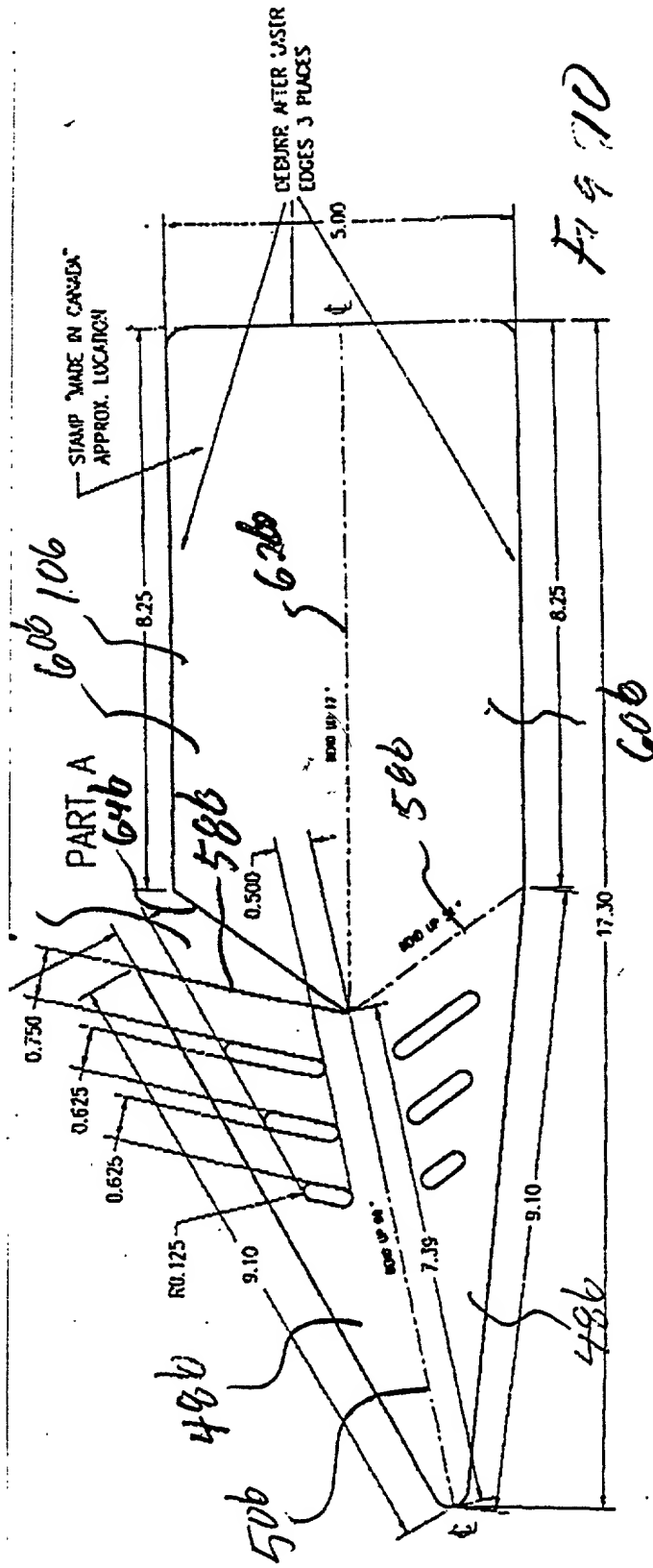
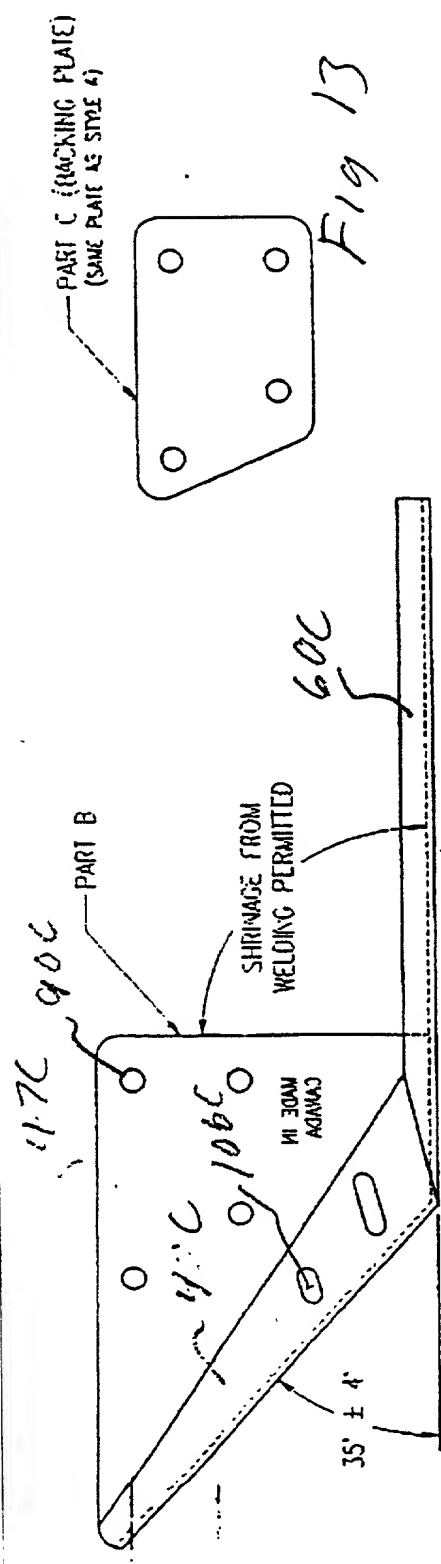


Fig 10

6/6

SECRET - CONFIDENTIAL



PART C (BACKING PLATE)
(SAME PLATE AS STYLE 4)

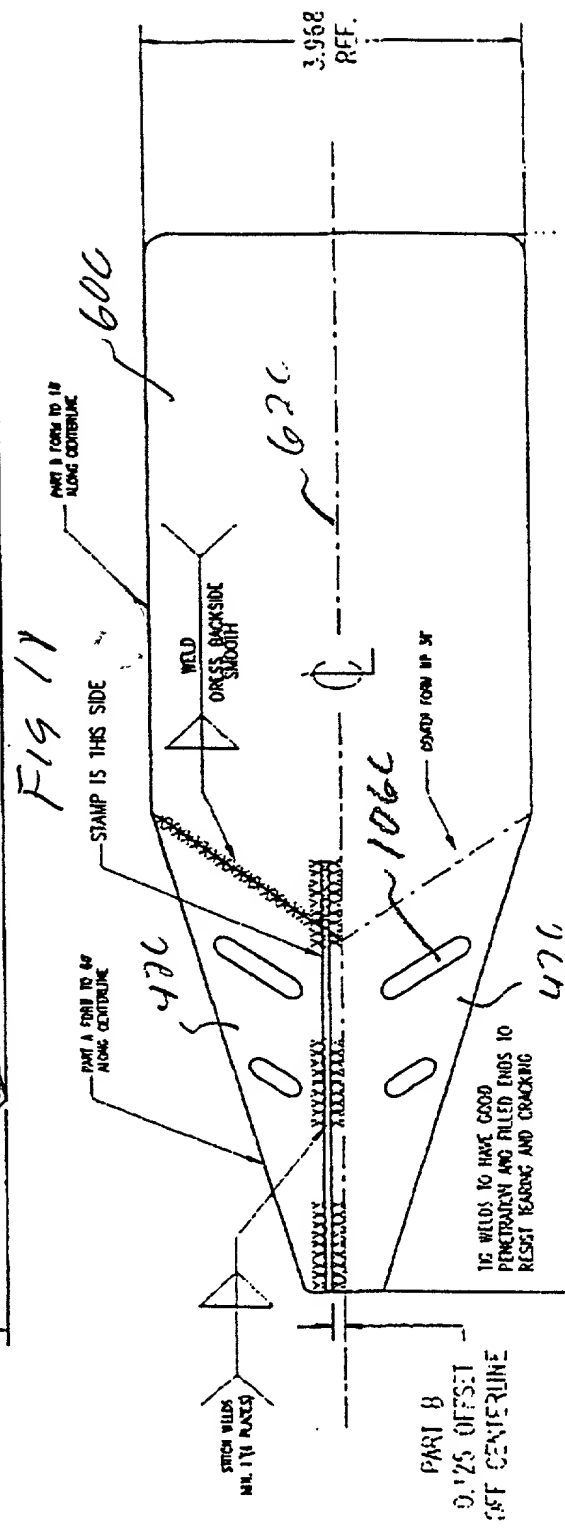
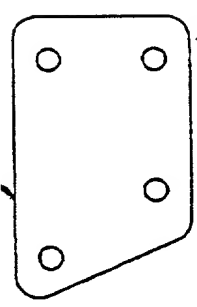


Fig 12

Please type a plus sign (+) inside this box → ☐

PTO/SB/01 (12-97)

Approved for use through 9/30/00. OMB 0651-0032
Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)	Attorney Docket Number	P112459
	First Named Inventor	Paul C. McIntosh
	COMPLETE IF KNOWN	
	Application Number	/
	Filing Date	October 14, 1999
	Group Art Unit	
<input checked="" type="checkbox"/> Declaration Submitted with Initial Filing	OR	<input type="checkbox"/> Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)
	Examiner Name	

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

DEFLECTING PROPELLER GUARD

the specification of which

(Title of the Invention)

☒ is attached hereto
OR

☐ was filed on (MM/DD/YYYY) as United States Application Number or PCT International

Application Number and was amended on (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.
60/109,862	11-24-98	

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 0.4 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Please type a plus sign (+) inside this box → ☐

PTO/SB/01 (12-97)

Approved for use through 9/30/00. OMB 0651-0032

Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

DECLARATION — Utility or Design Patent Application

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application or PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)

☐ Additional U.S. or PCT international application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

☐ Customer Number

OR

☒ Registered practitioner(s) name/registration number listed below

Place Customer Number Bar Code Label here

Name	Registration Number	Name	Registration Number
Robert B. Hughes	19,304	Michael R. Schacht	33,550
Michael F. Hughes	41,084		

☐ Additional registered practitioner(s) named on supplemental Registered Practitioner Information sheet PTO/SB/02C attached hereto.

Direct all correspondence to: ☐ Customer Number or Bar Code Label ☒ Correspondence address below

Name	Robert B. Hughes				
Address	HUGHES & SCHACHT, P.S.				
Address	2801 Meridian Street, Suite 1				
City	Bellingham	State	WA	ZIP	98225-2412
Country	U.S.	Telephone	(360) 647-1296	Fax	(360) 671-2489

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor: ☐ A petition has been filed for this unsigned inventor

Given Name (first and middle (if any))		Family Name or Surname					
Paul C. McIntosh							
Inventor's Signature	<i>Paul C. McIntosh</i>		Date	10-13-98			
Residence: City	Mount Vernon	State	WA	Country	U.S.	Citizenship	U.S.
Post Office Address	PO Box 685						
Post Office Address							
City	Mount Vernon	State	WA	ZIP	98273	Country	U.S.

☐ Additional inventors are being named on the _____ supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto